



UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 13 2001

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/928,433 | 08/14/2001 | Dennis Mendiola | 08098.0013 |

CONFIRMATION NO. 8747

FORMALITIES LETTER



OC00000006570252

Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
1300 I Street, N.W.
Washington, DC 20005-3315

Date Mailed: 09/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$72.
 - \$72 for 11 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 202.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/14/2001 MWOLDER1 00000009 09928433

01 FC:105

130.00 OP

Section



Customer No. 22,852
Attorney Docket No. 08098.0013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Dennis MENDIOLA et al.)
) Group Art Unit: 2152
Serial No.: 09/928,433)
) Examiner:
Filed: August 14, 2001)
)
For: INSTANT MESSAGING SYSTEM)
AND METHOD FOR REMOTE)
NETWORKS USING A)
SEQUENTIAL MESSAGE)
HANDSHAKING PROTOCOL)

Assistant Commissioner for Patents
Washington, DC 20231
Attention: **BOX MISSING PART**

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts dated September 18, 2001, enclosed is the Declaration and a copy of the Notice To File Missing Parts.

Also enclosed is a check in the amount of \$130.00 to cover the surcharge.

Authorization is hereby given to charge any additional fees to our deposit account no. 06-0916.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000



Please associate this Declaration with the application as filed on August 4, 2001 and assigned serial number 09/928,433.

Respectfully submitted,

FINNEGAN, HENDERSON,
FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 13, 2001

By: David W. Hill
David W. Hill
Reg. No. 28,220

Enclosures
DWH/FPD/gah